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2
3 BILL NO. Z-76-01- 09

4 ZONING MAP ORDINANCE NO. Z- last

5 AN ORDINANCE amending the City of Fort
6 Wayne Zoning Map No. BB-5

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. That the area described as follows is hereby
10 designated a R3 District under the terms of Chapter 36, Municipal
11 Code of the City of Fort Wayne, Indiana, 1946, as amended by
12 General Ordinance No. 2836 and amendments thereof; and the symbols
13 of the City of Fort Wayne Zoning Map No. BB-5, referred to therein,
14 established by Section 9, Article III of said Chapter as amended,
15 are hereby changed accordingly, to-wit:

16 Lots Numbered 36 and 37 Schilling Heirs Addition to
17 the City of Fort Wayne, Allen County, Indiana, more
18 commonly known as 1601 Spring Street, Fort Wayne,
19 Indiana.

20 SECTION 2. This Ordinance shall be in full force and
21 effect from and after its passage, approval by the Mayor and legal
22 publication thereof.
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34 _____
35 Councilman

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APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Jarvis, and duly adopted: read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 1-13-76

Charles W. Whitman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-HIT
TOTAL VOTES	<u>0</u>	<u>8</u>		<u>1</u>	
BURNS		<u>✓</u>			
HINGA		<u>✓</u>			
HUNTER		<u>✓</u>			
MOSES				<u>✓</u>	
NUCKOLS		<u>✓</u>			
SCHMIDT, D.		<u>✓</u>			
SCHMIDT, V.		<u>✓</u>			
STIER		<u>✓</u>			
TALARICO		<u>✓</u>			

DATE: 4-21-76

Charles W. Whitman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST:

(SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 13, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-01-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 15, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1976.

Certified and signed this
29th day of March, 1976.



Joseph N. Adair
Secretary

Bill No. Z-76-01-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. BB-5

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do not PASS.

John Nuckols - Chairman

Paul M. Burns - Vice-Chairman

Vivian G. Schmidt

Winfield C. Moses, Jr.

Donald J. Schmidt

John Nuckols
Vivian G. Schmidt

DJ Schmidt

DATE 4-27-76 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

GENERAL FUND

No 044

FT. WAYNE, IND.,

Dec 9 1935

RECEIVED FROM

Spring St Church of Christ \$50.00

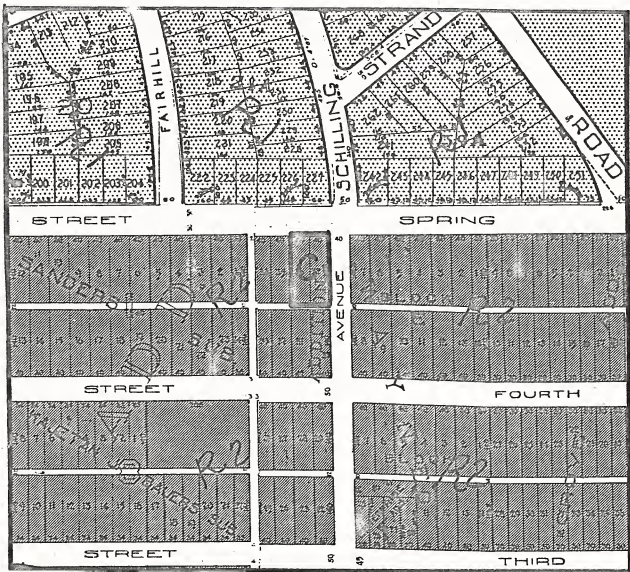
THE SUM OF

Fifty 00/100 DOLLARS

ON ACCOUNT OF

Treasury - Lot 36 & 37
Schelling Hires Addn
H. A. Richter

AUTHORIZED SIGNATURE



C CHANGE FROM R2 TO R3

12/10/75

PG. BB5

L. B.

R-76-01-09



TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use 6 Apartment Multiple
Dwelling for the Elderly

I/We SPRING STREET CHURCH OF CHRIST, INC.
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana,
by reclassifying from a/an R-1 district to a/an R-3 district the
property described as follows:

Lots Numbered 36 and 37 Schilling Heirs Addition to the City of
Fort Wayne, Allen County, Indiana, more commonly known as
1601 Spring Street, Fort Wayne, Indiana

Instrument Number F 11865

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum
(51%) or more of the property described in this petition.

Morris D. Cecil SEC. 3227 Vesey Avenue

Thomas E. Durnell V.P. & TREAS. 11525 Cherrywood Drive

Douglas L. Cecil PRES. 3126 Wells Street

Harold Brooks TRUSTEE 1832 Lathrop Drive
(Name) (Address)

Morris D. Cecil
Thomas E. Durnell
Douglas L. Cecil
Harold L. Brooks
(Signature) (Signature)

Legal Description Checked By: _____
(City Engineer)

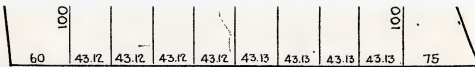
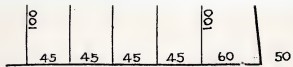
NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

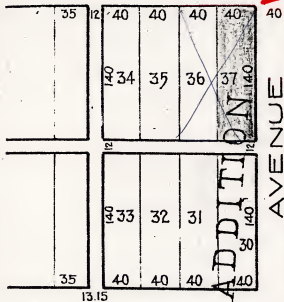
Morris D. Cecil 3227 Vesey Ave. 747-2047
(Name) (Address) (Telephone Number)

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE,
INDIANA, 46802 Telephone Number: 423-7571



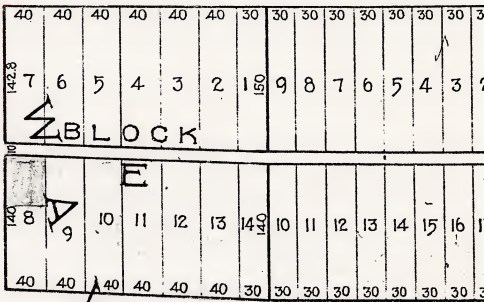
LOTS ARE
40' X 140'

SPRING



ADDITION

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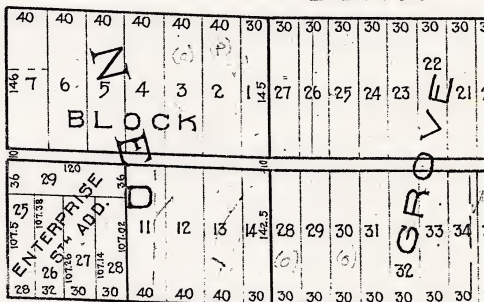
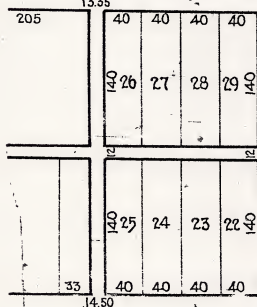


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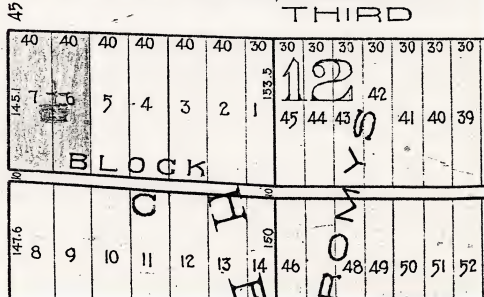
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CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

March 3, 1976

NOTICE OF PUBLIC HEARING ON ZONING AMENDMENT

You are hereby notified that the City Plan Commission will conduct a public hearing on Monday, March 15, 1976, at 7:30 P.M., (EST), in the Council Chambers, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on a proposed amendment to the Zoning Ordinance of the City of Fort Wayne, Indiana, which proposes to change the following described real estate from an "R2" District - Two Family Residential, to an "R3" District, Multiple Family Residential.

Lots # 36 and # 37 Schilling Heir's Addition, more commonly known as 1601 Spring Street.

All interested persons are invited to appear and be heard.

Any written material may be submitted to the Plan Commission Office, prior to the hearing.

NOTE: The law requires that a legal ad be published in the newspapers. Notices to area residents are sent as a courtesy. It is advised that you notify members of your Neighborhood Association of the above public hearing.

*Sorry - I cannot attend this meeting acct. of sickness
But am very much against it
James B Peck
1522 Spring St.
city 46808*

57
Signatures

RECEIVED
MAR 15 1976
FORT WAYNE CITY
PLAN COMMISSION

March 10, 1976

use the undersigned, neighbors of
lots #36 and #37 Schilling Heirs
addition, more commonly known as
1601 Spring Street protest the changing
of said real estate from an R2 to any
R3.

Name	Address	Tele.
Miss Irene Gibson	1511 Schilling	437-1623
Garland May Smith	1522 W. 4th St.	439-2134
Mrs. H. H. Smith	1520 W. 4th St	439-2134
Sp. Mrs. Edith Quinter	1616 Spring St	426-0802
Mr & Mrs Charles E. Rice	1517 Spring	4743-4889
Carl E. Wallis	1515 Spring	439-4982
Mr & Mrs James B. Beck	1522 Spring	436-8533
Michael P. Repine	1514 Spring	743-1477
Walter & Jean Verreman	1510 Spring	422-8286
Donald J. Banoff	1506 Spring	743-1298
Marjorie Bonoff	1504 Spring	743-1298
Aubrey D. Treesh	1511 Spring	422-8070
Laticia D. Sabuty	1501 Spring	422-6884
Floyd H. Trueman	1427 Spring	422-4598
Lyle John	1432 W. 4th St.	437-3971
Mrs. Carl Scherer	1609 Schilling	436-7028
Miss Jean Scherer	1609 Schilling	436-7028
Mr. & Mrs. Dwight Pennington	1603 Schilling	743-5827
Mr & Mrs Charles Heaven	1611 Schilling	439-0383
Mr & Mrs Adam Beach	1615 Schilling	437-9882
Mr & Mrs Dale Delagrange	1633 Schilling	437-9355
Mrs. Mahala Van Hoozen	1639 Schilling	437-9353
Mr. & Mrs. Gordon E. Howell	1617 Emerson Ave	743-0439
Benedine Greer	1636 Schilling	743-1824
Mr & Mrs Steven Weaver	1628 Schilling	743-8887
Mr & Mrs J. W. Galdi	1624 Schilling	422-1341

RECEIVED

MAR 15 1976

FORT WAYNE CITY
PLAN COMMISSION

March 10, 1976

Mr. & Mrs. John W. Young 1511 Strand Rd. 743-0252
Mr & Mrs. Herman Bobay 1521 Strand Rd. 421-6194
Mr. & Mrs. David C. Sutt 1525 Strand Rd. 425-0343
Mr & Mrs. Charles Jones 1608 Schilling Ave 743-4397
Roy S. Miller 1604 Schilling 421-6195
Mr & Mrs. Richard Thomas 1620 Schilling 422-3076
Mr & Mrs. Edward Schuler 1520 Strand 743-5034
Mr & Mrs. C. Edward Stauffer 1508 Strand 743-6457
Mr and Mrs. Edward C. Toraine 1425 Cherokee 743-6487
Mr & Mrs. Dal Steward 1325 Archer 743-5848
Mr. & Mrs. Donald Shafter 1533 Emerson 427-9551
Mr & Mrs. Donald M. Emy 1417 Cherokee Rd 4355703
Mr & Mrs. Leo Biancinello 1407 Cherokee Rd 7435853
Mr. & Mrs. Larry Schweitzer 1410 Spring St. 433-6253
Mr. & Mrs. Orrell L. Ken 1416 Spring St. 422-6029
Norbert & Helen Bosker 1424 Spring St. 422-8760
Harry E. Hensentline 1504 Spring St 4383385
A. M. Lubhart 1612 Schilling 425-6803
Jeff Smith 1615 Spring St 428-8065
Mr. & Mrs. William H. Geist 1619 Spring St. 437-1625
Mr & Mrs. Wylie F. Arnold 1627 Spring St 422-2362
Mr & Mrs. Leonard R. Woods 1629 Spring St 422-8145
R. W. Johns 1635 Spring St 743-1642
Leon H. Johns 1635 Spring St 743-1642
J. L. Brown 1645 Spring St 742-6375
Mrs. & Mrs. Rick Letton 1649 Spring 422-5393
Mr & Mrs. James Dickie 1653 Spring St. 427-5793
Hilda Walter 1659 Spring St. 425-0922
Mr. & Mrs. Elmer Barcus 1701 Spring St 743-0662
Mr & Mrs. Wm Carlson 1621 Spring St 743-3206

William T. Long 2740 Eastbrook Dr 484-6766

Number assigned by Dave Keller's office: # 3021

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance 2-7681-09

DEPARTMENT REQUESTING ORDINANCE _____ CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE	Petitioners are requesting the rezoning of the
following described property:	Lots # 36 and # 37 Schilling Heirs Addition, more

commonly known as 1601 Spring Street, generally located on the southwest corner

of Spring St. and Schilling St.,

From "R2" to "R3"

EFFECT OF PASSAGE Property is presently zoned an "R2" District-- Two
family residential. Petitioners are requesting an "R3" District - Multiple
family residential.

EFFECT OF NON-PASSAGE Property would remain an "R2" Zoning

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulation